IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

FRIDAY, THE THIRTY FIRST DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION NO : 24852 of 2004

Between:

1 G. Srinivas Vittal Kumar S/o Late G. Anjaiah
Northern Power Distribution Co., of AP Limited Warangal R/o H. No. 9-3-

93/1 Girmajipet, Warangal.
2 Mohammed Rafee S/o Mohammed Moulana,
Northern Power Distribution Company of A.P. Limited, Warangal R/o H. No.

2-7-268, Excise Coloy, Subedari, Hanumakond, Warangal District.

..... PETITIONERS

AND

1 Transmission Corporation of AP Limited rep. by Chairman & Managing

Director, Vidyut Soudha, Hyderabad
2 Northern Power Distribution Company of AP Ltd., rep by Chairman & Md.,

Corporate Office, Chaitanayapuri, Warangal

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a Writ order or direction particularly one in the nature of Writ of Mandmaus declaring that the action of the respondents in not granting relaxation in so far as petitioners are concerned on par with similarly situated persons in various cadres including promotion to the category of personnel officer, and not promoting them as personnel officers pending amendment of rules suitable is discriminatory and directing that the petitioners should also be considered for promotion as personnel officer on par with those similarly situated persons referred to in the writ Petition .

Counsel for the Petitioners:MR.M.PANDURANGA RAO

Counsel for the Respondents: MR.S.RAVINDRANATH

The Court at the admission stage made the following :

THE HON'BLE SRI JUSTICE K.C.BHANU

Writ Petition No.24852 of 2004

ORDER:

The Writ Petition is filed challenging the action of the respondents in not granting relaxation insofar as the petitioners are concerned on par with the similarly situated persons in various cadres including promotion to the category of personal officer, and not promoting them as personal officer, the present writ petition is filed.

The learned counsel for the petitioners contended that the persons similarly placed in the category of the petitioners have been given promotions as Personal Officers. Therefore, the present writ petitioners are illegally discriminated.

On the other hand the learned Standing Counsel for the respondents contended that only after considering the petitioners' case in accordance with the rules and regulations of the Corporation, not granted any relaxation.

Therefore, without entering into the merits of the case, it would suffice in the interest of justice to direct the respondents to consider the petitioners' case, if other persons similarly situated in the category of the petitioners have been exempted in giving promotions.

Accordingly, the Writ Petition is disposed of directing the respondents to consider the case of the petitioners, in case any relaxation was given to the similarly situated persons, in accordance with rules and regulations of the Corporation within a period

of two months from the date of receipt of a copy of this order. No costs.

K.C.BHANU, J.

Dated 31-12-2004.

SKMR

To

1 Chairman & Managing Director, Transmission Corporation of AP Limited,

Vidyut Soudha, Hyderabad

2 Northern Power Distribution Company of AP Ltd., rep by Chairman & Md.,

Corporate Office, Chaitanayapuri, Warangal

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